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By: _____

Sarah M. Barnett



PATENT

Customer No. 22,852

Attorney Docket No. 07579.0001-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)

Graham Edmund KELLY)

Group Art Unit: 1623

Reissue Application No.: 09/602,191)

Examiner: Patrick T. Lewis

U.S. Patent No.: 5,830,887)

Confirmation No. 8264

Filed: June 22, 2000)

For: HEALTH SUPPLEMENTS)

CONTAINING PHYTO-)

OESTROGENS, ANALOGUES)

OR METABOLITES THEREOF)

MAIL STOP AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

UPDATED NOTICE REGARDING RELATED LITIGATION

Applicant hereby updates the U.S. Patent and Trademark Office on the status of two lawsuits filed in the Southern District of New York, one of which is presently pending.

Applicant previously filed a Notice Regarding Related Litigation on April 24, 2006.

STATUS OF RELATED LITIGATION

The first suit, *Novogen Research Pty. Ltd. v. Chattem, Inc.*, was filed on March 8, 2006.

Both U.S. Patent No. 6,562,380 and U.S. Patent No. 6,987,098 are involved in the litigation.

Copies of the relevant documents filed since April 24, 2006, are cited on the enclosed List of

Related Litigation Documents (Doc. Nos. 1-3) and submitted herewith. The litigation is currently pending.

The second suit, *Novogen Research Pty. Ltd. v. Natural Alternatives, Intl.*, was filed February 10, 2005. U.S. Patent No. 6,562,380 is the only patent involved in the litigation. A copy of the relevant document is cited on the enclosed List of Related Litigation Documents (Doc. No. 4) and submitted herewith. The litigation was settled and a permanent injunction was issued on June 30, 2006.

REMARKS

If there are any fees due in connection with the filing of this Notice not already accounted for, please charge the fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 25, 2006

By: Elisabeth Barek
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LIST OF RELATED LITIGATION DOCUMENTS

Doc. No.	DESCRIPTION
1	PACER Docket Report for Case No. 1:06-cv-01857-BSJ (<i>Novogen Research Pty. Ltd. v. Chattem</i>), dated August 10, 2006 (4 pages).
2	Novogen Research Pty. Ltd's Reply to Counterclaims, filed May 2, 2006 (5 pages).
3	Civil Case Management Plan, filed July 26, 2006 (2 pages).
4	PACER Docket Report for Case No. 1:05-cv-01983-PKC (<i>Novogen Research Pty. Ltd. v. Natural Alternatives, Intl., Inc.</i>), dated August 10, 2006 (5 pages).